



Environmental Protection Agency

4500 S. Sixth Street Springfield, IL. 62706

Ph. (217) 786-6892

March 4, 1983

Refer to: LPC #16782516 - Sangamon County
Springfield/Buerkett #2 (31st Street)
Compliance Inquiry Letter

Mr. Merle Buerkett
R. R. #2, Koke Mill Road
Springfield, Illinois 62702

Dear Mr. Buerkett:

This Compliance Inquiry Letter concerns apparent violations of the Illinois Environmental Protection Act, Ill. Rev. Stat., (1982), Ch. 111½, §§1001 et seq., and Chapter 7 of the Rules and Regulations of the Illinois Pollution Control Board. The apparent violations are as follows:

1. Section 1021(d) of the Illinois Environmental Protection Act prohibits your facility from conducting any refuse disposal operation without an Agency permit, and only upon such conditions as specified in said permit. Facility inspections indicate the following excursions from the terms and conditions of said permit:
 - a. Refuse disposal operations are being conducted east of Pit C, outside of your permitted operating area.
 - b. Refuse disposal operations are being conducted outside of your permitted operating hours.
 - c. A non-permitted entrance/exit has been installed in the southeast part of Pit C.
 - d. There are breaks in the required perimeter berm.
2. Additionally, the facility has apparently violated Rules 303, 305, and 306 of Chapter 7 in that:
 - a. Refuse is being deposited at the top of the slope during times when your supplemental permit allowing this is not in effect.

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- b. Refuse is not receiving a compacted six (6) inch layer of natural earthen cover material at the end of each operating day.
- c. Litter is not collected at the end of each operating day and either placed in a closed container or incorporated into the fill.

The violations indicated above have previously been indicated to you by the Agency mailing you inspection reports for January 5, 1983, and January 27, 1983 (enclosed), and during a January 20, 1983, meeting.

Please submit in writing, within ten (10) days of receipt of this letter, the reasons for the violations outlined above, as well as a description of the steps you have instituted to prevent any further recurrence of the above-cited violations. The written response should be sent to the undersigned at the above address.

Further, take notice that non-compliance with the terms and conditions of your permit, of the Illinois Environmental Protection Act, and of the Rules and Regulations of the Illinois Pollution Control Board may be the subject of enforcement action pursuant to Title VIII of the Illinois Environmental Protection Act, Ch. 111½, Ill. Rev. Stat., Section 1001 et seq. (1982).

If you have any questions regarding this letter, please contact me at the above number.

Sincerely,

Glenn D. Savage Jr.

Glenn D. Savage, Jr.
Acting Central Region Manager
Land Field Operations Section
Division of Land Pollution Control

GDS/GES/cp

Enclosure

cc: ~~DLPC~~/Division File
DLPC/FOS, Central Region
Land Enforcement Programs